

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

IN RE:)
ALICE CELESTE BURNEY) CASE NO. 11-01455-PMG
) CHAPTER 13
Debtor.)

**ORDER GRANTING DEBTOR'S MOTION TO DETERMINE SECURED STATUS OF
CLAIM THREE (3) OF JPMORGAN CHASE BANK AND TO STRIP LIEN
EFFECTIVE UPON DISCHARGE**

THIS CASE is before the Court on the Debtor's Motion to Determine Secured Status of the Homestead property mortgage held by JPMorgan Chase Bank (Claim Three) and to Strip Lien (the "Motion") filed August 1, 2011 and said Creditor having failed to file a written response to the Motion in accordance with Rule 2002--4, Local Bankruptcy Rules, it is

ORDERED:

1. The Motion to Determine Secured Claim Status of Claim Three (3) is GRANTED pursuant to 11 U.S.C. §506(a) and the mortgage lien is voided pursuant to 11 U.S.C. §506(d).
2. The value of that portion of Claim Three (3) secured by Real Property (Homestead) is \$0.00. The balance of this claim shall be treated as unsecured.
3. The legal description of this property is as follows:

Parcel ID Number: 023241 2990

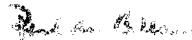
Lot 299 of Walden Chase Phase I Unit Two, according to the Plat thereof as recorded in Map Book 43, Page(s) 38 through 46, inclusive of the Public Records of St. Johns County, State of Florida.

4. The mortgage held by JPMorgan Chase Bank. recorded on March 6, 2006 at Book 2655, Pages 1674 through 1679, Clerk No. 2006016839 of the official records of St. Johns County, Florida, shall be deemed void and shall be extinguished automatically, without further court order, upon entry of the Debtor's discharge in this Chapter 13 case; provided, however, that

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the Court reserves jurisdiction to consider, if appropriate, the avoidance of JPMorgan Chase Bank's lien prior to the entry of the Debtor's discharge. Further, if this case is converted to a case under Chapter 7, or if this Chapter 13 case is dismissed, the mortgage will no longer be considered void and shall be restored as a secured debt.

DATED this 2 day of September 2011 at Jacksonville, Florida



PAUL M. GLENN

Chief United States Bankruptcy Judge

Copies to:

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